

FILED

1 UNITED STATES DISTRICT COURT

2 EASTERN DISTRICT OF NEW YORK

2012 MAY 26 PM 9:01

3X _____ *

CLERK
U.S. DISTRICT COURT
E.D.N.Y.
AFTER HOURS DROP BOX

4 JOHNNIE L. PETWAY

5 - AGAINST -

INDEX # - 12CV279(ARR)(LB)

6 THE CITY OF NEW YORK P.O.

7 MICHAEL WILLIAMS #946396,

- ADDENDUM - Page

8 P.O. TAMIKO PATTERSON #947329,

PLAINT -

9 P.O. DENNIS WESTBROOK #947605

10 SGT. ANTHONY CASTELLANA #934597

11 P.O. "JOHN DOE" (FIRST AND LAST NAME UNKNOWN)

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To THE Honorable JUDGE Lois Bloom

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To ANSWER DEFENDANT / ASSISTANT Corporation

16 Counsel Ms LISA M. RICHARDSON's QUESTION AS

17 TO WHETHER PLAINTIFF INTENDS TO SUE SGT. ANTHONY

18 CASTELLANA #934597, AND THE MOLE WHITE OFFICER

19. "John Doe" LISTED IN THE COMPLAINT, THE ANSWER IS

20 DEFINITELY A "YES".

21

22

PLAINTIFF IS CERTAIN THAT DUE TO THE HISTORY OF

23 COMPLAINTS ABOUT THE LACK OF A RESPONSE OR

24 ACTION TAKEN BY THE 79TH PT TO COMPLAINTS LODGED

25 FROM PLAINTIFF'S RESIDENCE, AND UPON RESPONDING,

26 OFFICERS MADE IT CLEAR THAT THEY COULD CARE

27 LESS ABOUT THE SAFETY OF EITHER PLAINTIFF'S EX-WIFE,

28 OR PLAINTIFF, THAT SGT. CASTELLANA WAS

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31 DISPATCHED TO PLAINTIFF'S RESIDENCE, TO ENSURE
32 THAT RESPONDING OFFICERS PERFORMED THEIR DUTIES
33 PROPERLY, AND ATTEMPT TO DIFFUSE THE SITUATION WITH
34 NEUTRALITY. THIS WAS NOT DONE, PERHAPS BECAUSE
35 THE FAMILY OWNERS OF 558 GATES AVE, THE ADJACENT
36 PROPERTY, TO THE PLAINTIFF'S PROPERTY HAD A FAMILY
37 MEMBER THAT WAS A NEW YORK CITY POLICE OFFICER
38 (EARNESTO), MARRIED TO DAUGHTER VICKY COKE.

39

40 AFTER PLAINTIFF'S WIFE CAME INSIDE OUR RESIDENCE
41 AND ASKED FOR PLAINTIFF'S CELL PHONE TO CALL
42 THE POLICE ON 10-17-2010, PLAINTIFF WAS
43 POSITIONED APPROXIMATELY TEN FEET AWAY FROM
44 THE ENTRANCE DOOR TO THE PROPERTY, AND SHORTLY
45 THEREAFTER PLAINTIFF BECAME AWARE THAT THE
46 POLICE HAD ARRIVED. AFTER HEARING THE POLICE
47 TAUNTING AND LAUGHING AT HIS WIFE POSSIBLY
48 BECAUSE THEY SAW HER ALONE, PLAINTIFF QUIETLY
49 OPENED HIS DOOR, AND STEPPED OUTSIDE, UNNOTICED
50 THEY (THE POLICE) WAS STILL TAUNTING, MOCKING,
51 AND LAUGHING AT HER MAKING A CIRCUS OF THE
52 SITUATION. PRIOR TO PLAINTIFF STEPPING OUTSIDE HIS
53 DOOR HE HAD HEARD HIS WIFE TELLING THE POLICE
54 ABOUT A MEMBER OF THE POLICE ^{DEP} NEIGHBOR'S
55 FAMILY THREATENING TO KILL ^{DEP} STAB HER
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59 OUTSIDE THERE WAS NUMEROUS YOUNG AND
60 UPANDING THUGGERY AS WELL AS SOME MEMBERS
61 OF THE YOUNG WOMAN'S FAMILY WITHIN THE COMPLAINT
62 WAS LODGED AGAINST.

63 AFTER PLAINTIFF OBSERVED THE CONDUCT OF THE
64 RESPONDING OFFICERS, AS WELL AS SGT. CASTELLANA,
65 HE UNLOCKED HIS GATE TO THE PROPERTY, AND ASKED
66 FOR THE NAME OF THE OFFICER IN CHARGE AND
67 SGT. CASTELLANA, GAVE HIS NAME. PLAINTIFF ASSERTS
68 THAT THE BEHAVIOR OF THE RESPONDING OFFICERS, AND
69 SGT. CASTELLANA'S IRRESPONSIBLE PARTICIPATION SET
70 THE TONE AND WAS THE CAUSATION AND ENSUING
71 ASSAULT, AND FALSE ARREST OF TWO INNOCENT
72 PARTIES. SGT. CASTELLANA'S FAILURE TO SUPERVISE
73 THOSE UNDER HIS CHARGE, AND ACT RESPONSIBLY
74 MAKES HIM LIABLE.

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76 RESPONDING TO DEFENDANT'S /COUNSEL MS
77 LISA M RICHARDSON'S ASSUMPTION THAT THERE
78 WAS NO INTERACTION BETWEEN PLAINTIFF AND A
79 YET UNIDENTIFIED MALE WHITE "JOHN DOE" POLICE
80 OFFICER, SHE IS MISTAKEN. THIS MALE WHITE
81 POLICE OFFICER WAS THE FIFTH POLICE OFFICER THAT
82 PLAINTIFF HAD INTERACTION WITH AFTER P.D. DENNIS
83 WESTBROOK, IN FRONT OF 576 GATES AVE, BROOKLYN

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87 NEW YORK 11221, AFTER PLAINTIFF HAD GOTTEN
88 THE NAME OF SGT. ANTHONY CASTELLANA IN FRONT
89 OF HIS RESIDENCE AT 556 GATES AVE, HIS EX-WIFE
90 ASKED HIM TO LET HER HANDLE THE SITUATION, 80
91 PLAINTIFF WENT BACK INTO HIS RESIDENCE. AFTER
92 PLAINTIFF WAS BACK INSIDE HIS RESIDENCE, WHILE
93 PREPARING TO EAT, HE HEARD A LOT OF COMMOTION
94 AND NOISE GOING ON OUT FRONT AND DECIDED TO
95 TAKE A LOOK OUTSIDE, AND NOTICED AN ARMY OF
96 POLICE VEHICLES IN FRONT OF 576 GATES AVE, SO
97 REALIZING THAT THE SITUATION HAD WORSENED, PLAINTIFF
98 DECIDED TO GO AND INVESTIGATE. UPON ARRIVING IN FRONT
99 OF 576 GATES AVE, PLAINTIFF OBSERVED THAT HIS WIFE
100 WAS HANDCUFFED AND UNDER ARREST. PLAINTIFF
101 INQUIRED AS TO WHO WAS THE ARRESTING OFFICER
102 WAS, AND ALMOST IMMEDIATELY P.D. DENNIS
103 WESTBROOK BEGAN PUSHING AND SHOVING
104 PLAINTIFF, AND PLAINTIFF RESPONDING BY BACKING
105 UP, AND TELLING P.D. WESTBROOK, THERE WAS
106 NO REASON TO BE PUTTING HIS HANDS ON HIM,
107 BUT P.D. WESTBROOK CONTINUED BEING PHYSICAL,
108 AND AT SOME POINT THE AS YET UNIDENTIFIED
109 MALE WHITE "JOHN DOE" OFFICER BEGAN TALKING
110 AT PLAINTIFF ASKING HIM WHY HE WAS SO UPSET,
111 WHY WAS HE SO ANGRY, ETC., PLAINTIFF ASKED
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114

115 THE MALE WHITE "JOHN DOE" OFFICER WHY WAS
116 P.O. WESTBROOK PUTTING HIS HANDS ON HIM.

117 PLAINTIFF DECIDED TO GET P.O. WESTBROOK'S
118 NAME, AND BADGE NUMBER. WHILE PLAINTIFF
119 WAS WRITING P.O. WESTBROOK'S INFORMATION
120 P.O. PATTERSON ASKED HIM FOR HIS IDENTIFICATION.

121 PLAINTIFF ADVISED P.O. PATTERSON THAT ONCE HE
122 FINISH WRITING P.O. WESTBROOK'S INFORMATION,
123 HE WOULD PROVIDE HER WITH I.D. UPON COMPLETION
124 OF WRITING P.O. WESTBROOK'S INFORMATION PLAINTIFF

125 TURNED TO HAND P.O. PATTERSON HIS IDENTIFICATION
126 AND WAS ASSAULTED FROM BEHIND BY THIS MALE
127 WHITE OFFICER.

128 P.O. "JOHN DOE" IS APPROXIMATELY 6'3" TO 6'4"
129 OF HEIGHT APPROXIMATELY 215 LBS TO 225 LBS
130 P.O. JOHN 'DOE" IS APPROXIMATELY 24 YRS TO 26 YRS
131 OF AGE, PLAINTIFF IS NOT CERTAIN OF JOHN DOE'S

132 HAIR COLOR OR EYE COLOR. HOWEVER HE DID
133 WEAR GLASSES. PLAINTIFF ADVISED INTERNAL
134 AFFAIRS OF THE SURVEILLANCE AT 576 GATE AVE,
135 KNOWN AS SUNSHINE DAY CARE, WHICH I.A.B.
136 COLLECTED.

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143 PLAINTIFF ALSO ADVISED DEFENDANT/COUNSEL
144 MR. RICHARD WEINGARTEN OF THE SURVEILLANCE
145 VIDEO, AND THAT THE INTERNAL AFFAIRS BUREAU
146 HAD COLLECTED THE VIDEO IN AN EFFORT TO
147 IDENTIFY THE AS YET UNIDENTIFIED MALE
148 WHITE "JOHN DOE" POLICE OFFICER

149

150 KINDLY ACCEPT THIS AS AN
151 ADDENDUM REFLECTING ALL PARTIES
152 TO BE INCLUDED IN THE INITIAL
153 COMPLAINT

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155

156 BY HAND:

THANK YOU *Jones & Reilly*

157 CC: ASSISTANT CORPORATION COUNSEL

158 MR RICHARD WEINGARTEN

159 NEW YORK CITY LAW DEPARTMENT

160 100 CHURCH STREET

161 NEW YORK, N.Y. 10007

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JOHNNIE L. PETWAY PRO SE
556 GATES AVE
BROOKLYN, NY 11221

ATTENTION: HONORABLE
Judge Lois Bloom

